

**DETERMINATION AND FINDINGS
FOR A
SOLE SOURCE EXTENSION OF CONTRACT**

CONTRACT NO:	CW26699
CAPTION:	Comprehensive Inmates Medical, Mental, Pharmacy and Dental Services for DOC Inmates
PROPOSED CONTRACTOR:	Unity Health Care, Inc.
PROGRAM AGENCY:	Department of Corrections

FINDINGS

1. AUTHORIZATION:

D.C. Official Code §2-354.04, 27 DCMR 1304, 1700, 1701 and 2005.6(b)

2. MINIMUM NEED:

The Department of Corrections (DOC) of the District of Columbia has a need for continuous coverage for a full continuum of health care services to provide Comprehensive Medical and Mental Health Services to an estimated population of 2,200 inmates housed in the Central Detention Facility (CDF), 1901 D Street, SE; the Correctional Treatment Facility (CTF), 1901 E Street, SE, and four (4) Community Correctional Centers under the Community- Oriented Correctional Health Care (COCHC) model. The contractor must be able to perform services starting on April 1, 2015.

3. ESTIMATED REASONABLE PRICE:

The estimated fair and reasonable price for the contract extension is \$5,900,145.00 from April 1, 2015 through June 30, 2015.

4. FACTS WHICH JUSTIFY SOLE SOURCE PROCUREMENT:

The current contract expires March 31, 2015, and the extension period for these services is April 1, 2015 through June 30, 2015. The contract extension is required to ensure continuity and avoid interruption of these vital services until a long term contract can be put in place. Unity Health Care, Inc. (Unity) is the only available company requiring no start up time and capable of continuing this service without interruptions, as transition to a new vendor would take up to 60 days. The interruption of these services would pose as a major threat to the District and

jeopardize the health, welfare, and safety of the inmates in the correctional facility, as well as possibly pose a liability to the District Government.

A solicitation was advertised in the Washington Times on July 5, 2013 and simultaneously released on the OCP's E-Sourcing module, with a final closing date for proposal submission on February 18, 2014. The Office of Contracting and Procurement underwent an extensive proposal evaluation process which included six (6) Best and Final Offers (BAFOs). The Contracting Officer's independent decision and recommendation for award package/Council Package was transmitted to OAG for review and approval on November 19, 2014. The legal sufficiency memo was issued on December 4, 2014, and on December 5, 2014 the package was transmitted to the City Council. Due to the fact that the base year period was three (3) years, it required by law an affirmative vote by City Council. Upon transmission to City Council it was anticipated that the Council would vote on it at its Legislative hearing on December 17, 2014. However, Mayor Vincent Gray determined on December 16, 2014 to pull the Proposed Contract from the agenda and delayed the vote; it is undetermined at this time when the City Council will vote on the Proposed Contract.

The District must continue to provide healthcare services to these inmates during this proposed extension period and allow for the Council to vote affirmatively as well as incorporate time for the sixty (60) day transition period after the award of the new long term contract. For these reasons, the current contract must be extended from April 1, 2015 through June 30, 2015.

5. CERTIFICATION BY AGENCY HEAD:

I hereby certify that the above findings are true, correct and complete.

Date

Thomas N. Faust
Director, Department of Corrections

6. CERTIFICATION BY CONTRACTING OFFICER:

I have reviewed the above findings and certify that they are sufficient to justify the use of the sole source method of procurement under the cited authority. I certify that the notice of intent to award a sole source contract was published in accordance with 27 DCMR 1304 and that no response was received. I recommend that the Chief Procurement Officer approve the use of the sole source procurement method for this proposed contract.

Date

Deborah J. White
Contracting Officer

DETERMINATION

Based on the above findings and in accordance with the cited authority, I hereby determine that it is not feasible or practical to invoke the competitive solicitation process under either Section 402 or 403 of the District of Columbia Procurement Practices Reform Act of 2010 (D.C. Law 18-371; D.C. Official Code § 2-354.02 or 2-354.03). Accordingly, I determine that the District is justified in using the sole source method of procurement.

Date

Nancy Hapeman
Interim Chief Procurement Officer